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STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

In the Matter of Application 23201)
of RECLAMATION DISTRICT NO. 1004)
Applicant.)

Order: WR 75-11A
Source: Butte Creek and
Borrows Pit
County: Colusa

ORDER DENYING PETITION FOR RECONSIDERATION OF DECISION 1450

BY THE BOARD:

On July 21, 1975, Reclamation District 1004 (District) petitioned the State Water Resources Control Board to reconsider and set aside its Decision 1450 and to make an order amending Decision 1450 to show Butte Creek rather than the District's borrow pit as the source of water diverted at the two upper points of diversion under Application 23201; to authorize the District to divert water in excess of the rates specified for the particular diversion points as long as the total quantity for all diversion points is not exceeded; to relieve the District of the responsibility of installing a measuring device to demonstrate compliance with its agreement with the Department of Fish and Game.

During the hearing on Application 23201, it became apparent that two of the applicant's five points of diversion were from the District's borrow pit and under the Board's practice the borrow pit should be named as the source even though most of the water in the borrow pit reaches the borrow pit via Butte Creek. There was no request made at the hearing to allow the District to divert water in excess of the rates specified for the particular diversion points or was there evidence presented to

justify such an order. The Board placed the responsibility for installing measuring devices upon the District and it should continue to have that responsibility. However, the District may enter into an agreement with the Department of Fish and Game or other parties for the construction, operation and maintenance of the measuring devices.

NOW, THEREFORE, IT IS ORDERED, that the petition for reconsideration of Decision 1450 be, and it is denied.

Adopted as the order of the State Water Resources Control Board at a meeting duly called and held at Sacramento, California.

Dated: August 21, 1975

W. W. ADAMS
W. W. Adams, Chairman

W. DON MAUGHAN
W. Don Maughan, Vice Chairman

ROY E. DODSON
Roy E. Dodson, Member

JEAN AUER
Jean Auer, Member